

IPW

DEC 28 2004

Change of Attorney or Agent's Address In Application
(37 CFR) 1.8(a)

In Re Application No.: ~~10/658,665~~ Doug Hole et al.

Serial No.: 10/658,665 Filing Date: September 9, 2003

Examiner: Not Yet Assigned Group Art Unit: 3763

Invention: USE OF NITRIC OXIDE AND A DEVICE IN THE THERAPEUTIC MANAGEMENT OF PATHOGENS IN MAMMALS

TO THE COMMISSIONER FOR PATENTS

Effective immediately, please change the correspondence address for the applications referenced on the attached list:

from: Kevin D. McCarthy
 Roach, Brown, McCarthy & Gruber
 1620 Liberty Building
 420 Main Street
 Buffalo, New York 14202-3616

to: Samuel N. Tiu, Esq.
 Sidley Austin Brown & Wood
 555 West Fifth Street, Suite 4000
 Los Angeles, California 90013-1010

and direct all future telephone calls to

Samuel N. Tiu
 (213) 896-6095

By: 

Samuel N. Tiu
 Reg. No. 47,997

Dated: 12-22-04

Sidley Austin Brown & Wood LLP
 555 West Fifth Street, Suite 4000
 Los Angeles, California 90013
 (213) 869-6095
 stiu@sidley.com
 Customer No. 34492

CERTIFICATE OF MAILING
(37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450

Melody K. Gutierrez

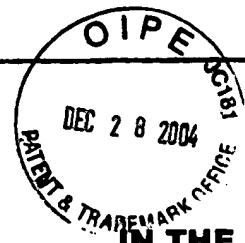
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Page 1 of 2
Patent
24647-81151
(0-03-192)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REVOCATION OF PRIOR POWERS AND NEW POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8a
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Melody K. Gutierrez
Dated: 12/22/04

Honorable Sir:

Pulmonox Technologies Corporation, having a place of business at 5243-53 Avenue, Tofield, Alberta, T0B 4J0, and being the owner of the entire right, title and interest to patent application Serial No. 10/658,665, filed September 9, 2003, entitled Use of Nitric Oxide And A Device In The Therapeutic Management of Pathogens In Mammals, hereby revokes all previously given powers of attorney and hereby appoints the attorneys and/or agents associated with Customer No. 34492 assigned to the law firm of Sidley Austin Brown & Wood, LLP, their representatives with full power of substitution and revocation, to transact all business in the United States Patent and Trademark Office connected therewith.

Effective immediately, please change the correspondence address for the above-referenced application:

from: Kevin D. McCarthy Roach, Brown, McCarthy & Gruber 1620 Liberty Building 420 Main Street Buffalo, New York 14202-3616	to: Samuel N. Tiu, Esq. Sidley Austin Brown & Wood 555 West Fifth Street, Suite 4000 Los Angeles, California 90013-1010
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and direct all future correspondence to Samuel N. Tiu at the above address

CERTIFICATE UNDER 37 C.F.R. 3.73(b)

Pulmonox Technologies Corporation certifies that it is the owner of the entire right, title, and interests in the patent application identified above by virtue of an assignment from the inventor and/or inventors. The assignment was mailed to the Patent and Trademark Office on September 9, 2003, a copy of which is attached.

The undersigned, as an officer of Pulmonox Technologies Corporation, is empowered to act on behalf of the Pulmonox Technologies Corporation.

I hereby declare that all statements made herein are of my own knowledge and are true and that all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issues thereon.

PULMONOX TECHNOLOGIES CORPORATION

Dated: Dec. 21, 2004

By: 
Chris Miller
Chief Executive Officer
Director



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APRIL 06, 2004

PTAS

ROACH BROWN MCCARTHY & GRUBER, P.C.
KEVIN D. MCCARTHY
1620 LIBERTY BUILDING
420 MAIN STREET
BUFFALO, NY 14202



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THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/09/2003

REEL/FRAME: 014479/0700

NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

HOLE, DOUG

DOC DATE: 09/05/2003

ASSIGNOR:

MILLER, CHRISTOPHER

DOC DATE: 09/05/2003

ASSIGNEE:

PULMONOX TECHNOLOGIES CORPORATION
5243-53 AVENUE
TOFIELD, ALBERTA T0B 4JE

SERIAL NUMBER: 10658665

FILING DATE: 09/09/2003

PATENT NUMBER:

ISSUE DATE:

MARCUS KIRK, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

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09-16-2003

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OMB No. 0651-0027 (exp. 6/30/2005)

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U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

102551392

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Doug Hole
Christopher Miller

9/9/03

2. Name and address of receiving party(ies)

Name: Pulmonox Technologies Corporation

Internal Address: _____

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: 9/5/2003

Street Address: 5243-53 Avenue

City: Tofield State: AB Zip: T0B 4JE

Additional name(s) & address(es) attached? Yes No

4. Application number(s) or patent number(s):

10658665

9/5/2003

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s) _____

B. Patent No.(s) _____

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Kevin D. McCarthy

Internal Address: _____

Roach Brown McCarthy & Gruber, P.C.

1620 Liberty Building

Street Address: 420 Main Street

City: Buffalo State: NY Zip: 14202

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

09/15/2003 DBYRNE 00000163 10658665

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Kevin D. McCarthy

Name of Person Signing

Signature

Date

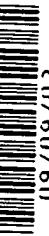
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Commissioner of Patents & Trademarks, Box Assignments

Washington, D.C. 20231

10/658665
24-2003-SP10
09/19/03



ASSIGNMENT OF INVENTION

WHEREAS, we, Doug Hole of 92 Valleyview Crescent, Edmonton, Alberta, Canada, T5R 5T1 and Christopher Miller of 4231 Glenhaven Crescent, Vancouver, British Columbia, Canada V7J 1B8, have invented a certain new and useful improvement in THE USE OF NITRIC OXIDE AND A DEVICE IN THE THERAPEUTIC MANAGEMENT OF MICROBIAL SEPTICEMIA AND/OR TOXEMIA IN MAMMALS for which an application for Letters Patent in the United States was executed on the date(s) which appear next to our signatures.

AND Pulmonox Technologies Corporation of 5243-53 Avenue, Tofield, Alberta, T0B 4JE ("Assignee") is desirous of acquiring all interest in said invention, said application, and in any Letters Patent which may be granted therefor;

AND WHEREAS, at the time the invention was made, we were under an obligation to assign all of our right, title, and interest in our said invention to Assignee.

NOW THIS INDENTURE WITNESSETH, that for the sum of one dollar and other valuable consideration to us in hand paid, the receipt of which is hereby acknowledged, we hereby assign, sell, and transfer unto Assignee the entire right, title, and interest in said invention, said application, and in and to any and all Letters Patent of the United States, and countries foreign thereto, which may be granted for said invention, and in and to any and all priority rights, rights under the International Convention For The Protection Of Industrial Property, rights under the Patent Cooperation Treaty, and other benefits accruing or to accrue to us with respect to the filing of applications for patents or securing of patents in the United States and countries foreign thereto.

And we hereby authorize and request the Commissioner of Patents and Trademarks to issue said United States Letters Patent to Assignee as the assignee of the whole right, title, and interest thereto.

And we further agree to sign and properly execute such necessary and lawful papers for application for foreign patents, for filing subdivisions of said application for patent, and for obtaining any reissue or reissues of any Letters Patent which may be granted for our aforesaid invention, as the assignee thereof shall hereafter require and prepare at its own expense.

Date: 2003-09-05



Doug Hole

Date: 2003-09-05



Christopher Miller